

H. C. R. No. 23, Instructing the Committees on Rules of the two Houses to meet in Joint Session for the purpose of drafting Proposed Permanent Joint Rules for the Forty-seventh Legislature.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 29, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 24, Providing for the appointment of a Committee to investigate the securing of an additional State building.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 29, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 26, Designating the 19th day of February as Texas Statehood day.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 29, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 45, A bill to be entitled "An Act to create a Texas Defense Guard in the State of Texas during such time as any part of the National Guard is in active Federal Service, and to provide for the organization, maintenance, training and discipline thereof, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 30, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 28, Granting the House of Representatives and the Senate permission to adjourn from Thursday, January 30, 1941, to Monday, February 3, 1941.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

### THIRTEENTH DAY

(Monday, February 3, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Eubank
Allen	Evans
Allison	Favors
Alsup	Ferguson
Anderson	Files
Avant	Fitzgerald
Bailey	Fuchs
Baker	Gandy
Bean	Gilmer
Blankenship	Goodman
Boone	Halsey
Brawner	Hanna
Bray	Hardeman
Bridgers	Hargis
Brown	Harris of Dallas
Bruhl	Harris of Hill
Bullock	Hartzog
Bundy	Heflin
Burkett	Helpinstill
Burnaman	Henderson
Carlton	Hileman
Carrington	Hobbs
Cato	Howard
Chambers	Howington
Clark	Hoyo
Cleveland	Huddleston
Coker	Huffman
Colson, Mrs.	Hughes
Connelly	Humphrey
Craig	Hutchinson
Crossley	Isaacks
Crosthwait	Jones
Davis	Kelly
Deen	Kennedy
Dickson of Bexar	Kersey
Dickson of Nolan	Kinard
Donald	King
Dove	Klingeman
Duckett	Knight
Dwyer	Lansberry
Ellis	Lehman

Leyendecker	Phillips
Little	Price
Lock	Rampy
Love	Reed of Bowie
Lowry	Reed of Dallas
Lucas	Ridgeway
Lyle	Roark
McAlister	Roberts
McCann	Rhodes
McDonald	Sallas
McGlasson	Senterfitt
McLellan	Sharpe
McMurry	Shell
McNamara	Simpson
Manford	Skiles
Manning	Smith of Bastrop
Markle	Spacek
Martin	Spangler
Matthews	Stanford
Mills	Stinson
Montgomery	Taylor
Moore	Thornton
Morgan	Turner
Morris	Vale
Morse	Voigt
Murray	Walters
Nicholson	Wattner
Pace	Weatherford
Parker	White
Pevehouse	Whitesides
	Winfree

## Absent—Excused

Bell	Garland
Benton	Smith of Atascosa
Celaya	Stubbs
Daniel	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Our Heavenly Father, as we come to Thee just now we pray that Thou wouldst comfort those who sorrow because of the ongoing of some of our associates here, and of the loved father of our fellow member. 'So teach us to number our days that we may apply our hearts unto wisdom,' for we need Thee in all our ways. In Jesus' name. Amen."

## LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Bell for today on motion of Mr. Morris.

Mr. Smith of Atascosa for today on motion of Mr. Roberts.

Mr. Daniel for today and the balance of the week on motion of Mr. Manning.

Mr. Celaya for today and the balance of the week on account of important State Business on motion of Mr. Little.

The following Members were granted leaves of absence on account of illness:

Mr. Stubbs for today on motion of Mr. Pevehouse.

Mr. Garland for today on motion of Mr. Sharpe.

Mr. Benton for today, on account of death of his father, on motion of Mr. Evans.

## HOUSE BILLS ON FIRST READING

The following House Bills introduced today were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Rampy and Mr. Hardeman:

H. B. No. 221, A bill to be entitled "An Act amending Section 17A of Chapter 126 of the Acts of the Regular Session of the Forty-fourth Legislature, as amended by Senate Bill No. 21, the same being Chapter 505 of the Acts of the Third Called Session of the Forty-fourth Legislature, as amended by Senate Bill No. 493, Acts of the Regular Session of the Forty-sixth Legislature; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Benton, Mr. Murray and Mr. Mills:

H. B. No. 222, A bill to be entitled "An Act to amend Article 2978, Revised Civil Statutes, 1925, by adding thereto a new article prescribing additional requirements for the official ballot in general elections."

Referred to the Committee on Privileges, Suffrage and Elections.

By Mr. Celaya:

H. B. No. 223, A bill to be entitled "An Act limiting the tax rate which may be levied in any independent

school district situated in any county in this State which county, according to the Federal Census of 1940, had a population of not less than 83,000 and not more than 83,350, and providing for a bond tax of not to exceed 75¢ on the \$100.00 valuation of taxable property in any such district, and a maintenance tax of not to exceed \$1.00 on the \$100.00 valuation of taxable property, and further providing that the amount of maintenance tax, together with the amount of bond tax of any such district shall never exceed \$1.50 on the \$100.00 valuation of taxable property within any such district and if the rate of bond tax, together with the rate of maintenance tax voted in the district shall at any time exceed \$1.50 on the \$100.00 valuation, such bond tax shall operate to reduce the maintenance tax to the difference between the rate of the bond tax and \$1.50, and further providing that no increase of the rate of tax authorized by any previous law shall be made until such action has been authorized by a majority of the votes cast by property taxpaying qualified voters at an election held in any such district for such purpose, and providing that if any part or portion of this Act be in conflict with any part or portion of any law of the State, the terms and provisions of this Act shall govern, and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Reed of Bowie:

H. B. No. 224, A bill to be entitled "An Act relating to the collection of a tax on coin-operated machines; defining certain terms and phrases; fixing the rate of taxation and exempting certain classes of machines; requiring applications to be filed and licenses or permits to be obtained; requiring serial numbers by indenture on coin-operated machines and fixing penalty for possession with wrong serial number; providing for the filing of forfeiture proceedings when machines operated in violation of law; providing for summary forfeiture proceedings on machines of a certain value; providing that the court before whom forfeiture proceeding is heard may declare certain

machines a public nuisance and order destruction of same; fixing a preferred lien to the State for taxes due and unpaid; authorizing Comptroller to seal coin-operated machines found operating in violation of law; providing for issuance of search warrant; authorizing Comptroller to promulgate rules and regulations and to forfeit licenses or permits for certain violations of law; providing that nothing in this Act shall be construed to legalize or authorize any machine now illegal under Penal Code of this State; requiring payment of taxes due or in dispute into the suspense account of the State Treasurer before an injunction shall issue and fixing venue and jurisdiction; requiring certain records be kept and reports be filed by persons operating under an injunction and providing for dismissal of injunction after hearing for certain violations of the Act; appropriating funds for enforcement and allocating revenue derived from Act; prescribing misdemeanor, felony and civil penalties; preserving taxes and penalties accruing to the State before the effective date of this Act and providing that offenses committed under pre-existing laws may be tried under such laws; providing that if any portion of law held invalid or unconstitutional it shall not affect remaining portions of law; repealing Section 4, Article III, Chapter 495, Acts of the Third Called Session of the Forty-fourth Legislature and all laws or parts of laws in conflict herewith; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Manning:

H. B. No. 225, A bill to be entitled "An Act amending Article 2587, Revised Civil Statutes of Texas, 1925, to limit the fee for admission to the University of Texas to \$15.00; and declaring an emergency."

Referred to the Committee on Education.

By Mr. Manning:

H. B. No. 226, A bill to be entitled "An Act providing for exemption from the State Bar Examination of graduates of law schools approved by the Supreme Court; setting up

standards by which Texas law schools shall be approved; and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Bruhl and Mr. Burkett:

H. B. No. 227, A bill to be entitled "An Act, authorizing the county board of trustees in counties having a population of not less than (5,900) Five Thousand and Nine Hundred nor more than (6,000) Six Thousand as shown by the Federal Census of 1940, to set aside a certain amount of the available school fund apportioned to such counties to defray certain expenses in the administration of the scholastic affairs of such counties; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Referred to the Committee on Education.

By Mr. Manning and Mr. Hargis:

H. B. No. 228, A bill to be entitled "An Act amending Article 149f, Revised Civil Statutes of Texas, 1925, to include the counties of San Augustine, Sabine and Shelby in said experimental stations in South East Texas. Further providing for an appropriation of fifty thousand (\$50,000.00) out of the general fund not heretofore appropriated from the general fund of the State Treasury of the State of Texas, to be withdrawn on warrants signed by the Board of Directors of the Agricultural and Mechanical College of Texas; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. White:

H. B. No. 229, A bill to be entitled "An Act authorizing the Commissioners' Court in all counties having a population of not less than six thousand, one hundred (6,100), and not more than six thousand, one hundred eighty (6,180), and in counties having a population of not less than nine thousand, four hundred (9,400), and not more than nine thousand six hundred (9,600), according to the last preceding Federal Census, to allow each County Commissioner and County Judge, certain

traveling expenses while traveling on official business; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. White:

H. B. No. 230, A bill to be entitled "An Act to amend Section 1 of Article 2351a of the Revised Civil Statutes of Texas of 1925, the same being House Bill No. 427, Acts 1937, of the Forty-fifth Legislature, Regular Session, by providing for the addition thereto of counties having not less than six thousand, one hundred and not more than six thousand, one hundred and eighty (6,100 to 6,180), according to the last preceding Federal Census; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Alsup, Mr. Manning, Mr. McNamara and Mr. Matthews:

H. B. No. 231, A bill to be entitled "An Act providing for the prevention of sabotage, providing that certain unlawful entries on, injuries to, and interference with property shall constitute a felony; authorizing the closing of streets on highways in the interest of national safety; providing penalties; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Alsup and Mr. Matthews:

H. B. No. 232, A bill to be entitled "An Act to regulate the manufacture, sale, distribution, use and possession of explosives; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Alsup:

H. B. No. 233, A bill to be entitled "An Act appropriating the sum of Nine Hundred Seventy-seven Thousand, Three Hundred and Thirty-two Dollars (\$977,332) per year, or so much thereof as may be necessary, for the next biennium beginning September 1, 1941, and ending August 31, 1943, from the General Revenue Fund for the purpose of

promoting public school interests and assisting local districts in the teaching of vocational agriculture, home economics, trades and industries, general rehabilitation, and rehabilitation for crippled children according to the Federal laws governing vocational education, all of which shall be matched by Federal funds; providing for the administration, attaching conditions, regulations, and limitations relative thereto, making various allocations of said appropriation; authorizing aid to such schools in accordance with the conditions specified herein; providing for certain regulations concerning qualification of teachers; providing all costs of administering funds named in this Act shall be paid out of monies appropriated in this Act under the authority of the State Superintendent of Public Instruction under the direction of the State Board of Education; defining the powers of the State Board of Education and the State Superintendent; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Phillips:

H. B. No. 234, A bill to be entitled "An Act validating the incorporation of all cities and towns in Texas of 5,000 inhabitants or less heretofore incorporated and/or attempted in good faith to be incorporated under the general laws of Texas; providing that the incorporation of such cities and towns shall not be held invalid on account of irregularities in ordering the incorporation election, election proceedings and/or canvassing returns and declaring result thereof; and validating all governmental proceedings performed in good faith by the governing bodies of such cities and towns since their incorporation or attempted incorporation respectively; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Favors:

H. B. No. 235, A bill to be entitled "An Act amending Section 6 of Senate Bill No. 481, being Chapter 185 of the Acts of the Forty-second Leg-

islature, Regular Session, page 311 (1931); appropriating examination fees provided for in said Act to special Land Board for the purpose of defraying all expenses incident to the enforcement of said Act; providing for the drawing of warrants by the Comptroller on requisition of the Commissioner of the General Land Office; transferring any sum remaining to the Permanent School Fund; providing that the amount accruing to the State of Texas for the sale of land under said Act shall be placed to the credit of the Permanent School Fund; and declaring an emergency."

Referred to the Committee on Public Lands and Buildings.

By Mr. Rhodes:

H. B. No. 236, A bill to be entitled "An Act levying a mileage tax upon motor vehicles operated upon, over, along or across the public highways of this State transporting either passengers or freight; levying a mileage tax upon nonresidents operating motor vehicles upon the highways of this State transporting either passengers or freight who desire to make only occasional or special trips into the State, and providing for the issuance of special permits for said purpose; providing for certain exceptions to the provisions of the Act; providing that any person operating motor vehicles upon, along, on, over or across any public highways in this State shall have a permit from the Railroad Commission of Texas, and requiring the Railroad Commission of Texas to notify the Comptroller of the State of the issuance of all permits; providing for the allocation of the funds derived from this Act to counties and incorporated cities and towns of this State, and providing how said fund shall be used by said counties, cities and towns; setting aside certain percentage of the funds derived from this Act for the enforcement thereof; providing for the keeping of records by persons operating over the highways of this State including those operating under special trip permits; providing for the collection of said taxes and penalties for the failure to pay same; providing for refunds under certain conditions; pro-

viding for resort to the courts by operators of motor vehicles over the highways of the State who may be aggrieved by the enforcement of this Act; providing that the tax imposed hereunder shall constitute a lien upon the property used by the persons operating over the highways of this State; providing that the Comptroller shall issue warrants to the Sheriff and Constables of this State commanding him to levy upon the property of operators who fail to pay taxes imposed hereunder for the purpose of collecting same; providing penalties for violation hereof, and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Evans, Mr. Benton and Mr. Connelly:

H. B. No. 237, A bill to be entitled "An Act authorizing and directing the governing boards of the several State supported institutions of collegiate rank to except and exempt from the payment of all fees, dues, and charges except for lodging, board and clothing all citizens of Texas who have resided in Texas for a period of not less than twelve (12) months prior to the date of registration and who served as nurses or as members in the armed forces of the United States during the Spanish-American and/or World War and who were honorably discharged therefrom; giving said citizens a preferential right to be admitted to the benefits of said institution; providing that the provisions of this Act shall apply to those students herein exempted that have registered and paid fees for the 1933-34 term; authorizing the governing boards of such institutions to refund said fees for 1933-34 term; providing for the issuance, granting and reinstatement of scholarships exempting certain graduates of the accredited high schools of this State from the payment of entrance and other fees; providing for a refund of fees already paid by those herein exempted who have already paid for the 1933-34 school term, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Morse:

H. B. No. 238, A bill to be entitled "An Act declaring the policy of the State with reference to building, maintaining and financing military roads; authorizing the payment out of the county and road district highway fund of certain bonds which have been or may be issued by counties and road districts where the proceeds of such bonds may be used in the construction of military roads; and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Deen, Mr. King, Mr. Murray, Mr. Howington and Mr. McCann:

H. B. No. 239, A bill to be entitled "An Act amending subsection (18), Section 16, Article I, Chapter 448 of the General and Special Laws of the Regular Session of the Forty-fifth Legislature, which amended subsection (n), Section 15, Article I, Chapter 467, of the General and Special Laws of the Second Called Session of the Forty-fourth Legislature, so as to require physicians and retail pharmacists located in dry areas each to file a weekly report with the County Clerk on prescriptions issued and liquor sold, giving the name of the person for whom the prescription was written and/or to whom the liquor was sold, together with his post office address, his age, and the illness for which the liquor was prescribed and sold; providing further that this report shall be filed with the County Clerk not later than 10:00 o'clock on each Monday morning; providing penalties for failure to comply with this Act; and declaring an emergency."

Referred to the Committee on Liquor Traffic.

By Mr. Bullock, Mr. Eubanks, Mr. Skiles, Mr. Carlton, Mr. Crosthwait, Mr. Allison, Mr. Humphrey, Mr. Kersey, Mr. Crossley, Mr. Halsey, Mr. Roberts, Mr. Coker and Mr. McCann:

H. B. No. 240, A bill to be entitled "An Act amending Article 2843, Revised Civil Statutes of Texas, 1925, to provide that the Textbook Commission shall make a multiple list of

textbooks available to all public free schools of Texas; providing a list of subjects on which multiple textbooks shall be chosen and making certain requirements in regard thereto; and declaring an emergency."

Referred to the Committee on Education.

By Mr. Halsey:

H. B. No. 241, A bill to be entitled "An Act authorizing the trustees of the Crosbyton Independent School District in Crosby County, Texas, to borrow money in a sum not to exceed ten thousand dollars for the purpose of supplementing money on hand with which to pay outstanding obligations and to refinance and liquidate outstanding and past due indebtedness of said district, and to issue interest bearing time warrants therefor, without an election; prescribing the terms and conditions for the issuance of said time warrants; providing for the levying of a tax to pay same; prescribing the terms and conditions and the rate of interest of said time warrants; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Spacek and Mr. Manford:

H. B. No. 243, A bill to be entitled "An Act amending Article 4604, Revised Civil Statutes of Texas, 1925, as amended by the 41st Legislature, 1929, Chapter 114, General and Special Laws of Texas, providing that before any county clerk shall issue a marriage license both the man and the woman shall, in separate affidavits, supply information as to date of birth, residence, occupation; and as to the place and date of birth of their parents, occupation of their fathers, and their mother's maiden name; requiring a doctor's certificate of both the man and the woman with respect to venereal diseases; and declaring an emergency."

Referred to the Committee on Judiciary.

#### ADDITIONAL SIGNERS OF HOUSE BILLS

By unanimous consent of the House the following Members were authorized to sign bills as co-authors of same, as follows:

Mr. Cato, Mr. Gandy, Mr. Hileman, Mr. Carlton, Mr. Pevehouse and Mr. Reed of Bowie: House Bill No. 126.

Mr. Duckett: House Bills Nos. 225 and 226.

Mr. McCann: House Bill No. 79.

Mr. McLellan: House Bill No. 37.

Mr. Spacek, Mr. Manning and Mr. McLellan: House Bill No. 108.

Mr. Daniel: House Bills Nos. 225 and 226.

Mr. Coker: House Bill No. 190.

Mr. Lansberry, Mr. Spacek, Mr. Wattner, Mr. Davis and Mr. McNamara: House Bill No. 109.

Mr. Lansberry and Mr. Spacek: House Bill No. 37.

#### COMMUNICATIONS

The Speaker laid before the House and had read the following communications:

Austin, Texas.

January 30, 1941.

Hon. Homer Leonard, Speaker

and

Members of the House of  
Representatives,

Austin, Texas.

Dear Friends: I desire to express to you my sincere appreciation for your thoughtfulness in adopting on January 20th H. S. R. No. 61 in memory of my late husband, Ed Bradford.

Ed's father and sister join me in this expression of appreciation.

Sincerely yours,

MARTHA TUCKER BRADFORD.

The Vice President's Chamber  
Washington

Uvalde, Texas.

January 31, 1941.

Hon. Homer Leonard,  
Speaker, House of Representatives,  
Austin, Texas.

My Dear Mr. Speaker: I have a letter from your Chief Clerk, Mr. Lindley, enclosing a communication signed by you and himself.

I don't know just how to express myself to you and other friends who have been so gracious as to send me this invitation.

I appreciate the courtesy and especially the great honor this invitation confers upon me, but prior to ending my services on January 20th, I decided definitely that I would eliminate myself from all public expressions for twelve months. In other words, Mr. Speaker, I want to isolate myself for that period of time. Many organizations, magazines, journals, etc., have sought my expressions upon whatever subject I might care to discuss and, of course, I appreciate those but none of them so much as this invitation you and other friends in the Texas House have extended, but once having established a rule I must adhere to it, so please extend my grateful thanks to the membership.

May I have the privilege of wishing you and those associated with you a most successful session.

Sincerely,

JNO. N. GARNER.

Mrs. O. B. Colquitt,  
4950 Live Oak Street,  
Dallas, Texas.

Hon. Homer Leonard, Speaker,  
The House of Representatives,  
Austin, Texas.

Dear Mr. Leonard: Please express my grateful appreciation to the authors and the membership of the Forty-seventh Legislature for the splendid tribute given my husband, the former Governor O. B. Colquitt, as given in your House Simple Resolution No. 11.

In this all of the members of the family join me.

Sincerely yours,

MRS. O. B. COLQUITT.

#### AUTHORIZING THE LOAN OF CERTAIN HIGHWAY EQUIPMENT

Mr. King offered the following resolution:

H. C. R. No. 30, Authorizing a Loan of Certain Highway Equipment.

Whereas, The State Highway Department of Texas has a large quantity of discarded guard wire in their warehouse in Throckmorton, Throckmorton County, Texas; and,

Whereas, The City of Throckmor-

ton anticipates a large number of people attending their recreational center; and

Whereas, It will be necessary and important to said City to fence the grounds of the City Park and recreational center, and,

Whereas, It will be a great accommodation to such City, if said highway department permitted said City the use of the discarded wire hereinabove mentioned for the purpose of fencing the grounds; now, therefore,

Be it resolved by the House of Representatives, the Senate concurring, That the State Highway Department of Texas be authorized to loan to the City Council of the City of Throckmorton, sufficient quantities of the discarded wire hereinabove mentioned for the purpose as hereinabove set out, said City Council to return wire upon request of the State Highway Department, and it is so resolved.

The resolution was read second time and was adopted..

#### AUTHORIZING THE LOAN OF CERTAIN HIGHWAY EQUIPMENT

Mr. Gilmer offered the following resolution:

H. C. R. No. 31, Authorizing the Loan of Certain Highway Equipment to the City of Rocksprings.

Whereas, The State Highway Department of Texas has a large quantity of discarded guard wire and other fencing materials in Edwards County in other adjacent counties; and

Whereas, The City of Rocksprings is presently engaged in the improvement of a City Park on and adjoining Highway Number 41 in said city in connection with which it is considered necessary that same should be fenced; and, when so improved and fenced, said park will be of great benefit to the citizens of such community and may be available for use to the public generally by reason of its public nature and location upon said Highway Number 41; now

Therefore be it resolved by the House of Representatives, the Senate concurring, That the State Highway Department of Texas be authorized to loan to the City of Rocksprings



sufficient quantity of the discarded wire hereinabove mentioned, and such other discarded fence materials as may be available in the district mentioned, for the purpose above set out, said City of Rocksprings to return such wire upon request of the State Highway Department of the State of Texas, and it is so resolved.

The resolution was read second time and was adopted.

COMMENDING MR. IRA LEE  
SULLIVAN

Mr. Harris of Hill offered the following resolution:

H. S. R. No. 92, Commending Mr. Ira Lee Sullivan.

Whereas, The tragedy of war has gripped this world of ours and bitter loss and barren grief have seized the peoples of many lands as death and destruction come upon their peoples; and

Whereas, Great Britain is now and has been for months in a death struggle for its life and for the life of Democracy itself and people everywhere ask, Shall we say "Good-bye to the Anglo Saxon Race, Farewell to the Norman Blood; and

Whereas, The true Spirit of America and Democracy is exemplified by the patriotic young man who upon his own initiative goes to the aid of the struggling Britain to fight his part of her battle and our battle for democratic life; and

Whereas, Ira Lee Sullivan, aged nineteen at that time, son of Mr. and Mrs. A. P. Sullivan of Hillsboro, Texas, heeded the call of distressed democracy last March and went by way of Canada to England as a member of the Royal Air Force and participated in forty-eight raids against the enemy and is now in Canada en route to Texas, being invalided home, the first American to be sent back an invalid from this war for the life of Democracy; now, therefore be it

Resolved, That The House of Representatives commends young Mr. Sullivan upon his superior patriotism and gallantry and welcomes him back to his native State our Texas and invites him to visit the House of Representatives at his convenience; and be it further

Resolved, That the Chief Clerk of

the House of Representatives be instructed to send to the parents of this young man a true copy of these resolutions.

HARRIS of Hill,  
PEVEHOUSE.

The resolution was read second time and was adopted.

PROVIDING FOR INSTALLATION  
OF PUBLIC ADDRESS  
SYSTEM

Mr. McAlister offered the following resolution:

H. S. R. No. 93, Providing for Installation of Public Address System.

Whereas, On January 29, 1941, the House adopted a resolution empowering the Speaker to appoint a committee to investigate the condition of the House with reference to a public address system and to confer with sound equipment men in regard thereto, and to find out what the cost of installation of said sound equipment would be; and

Whereas, Your committee has gone into this question extensively and has called in for conference one of the outstanding men in the United States on sound engineering, Dr. Paul Boner, of Texas University, and a sound engineer from the RCA factory; and

Whereas, It is the opinion of these two outstanding men in this particular field that a centralized public address unit is the cure for the troubles we are now encountering in the House; and

Whereas, We have been quoted a price that, in the opinion of the committee, is quite fair; therefore

Be it resolved, That the Speaker of the House of Representatives and Chairman of the Committee on Contingent Expense be authorized to contract with Clifford Herring for the installation of this public address system; and

Be it further resolved, That the Speaker of the House be empowered to trade in the old equipment that we now have in use in the House.

McALISTER,  
ALSUP,  
SIMPSON.

The resolution was read second time and was adopted.

**BILL ORDERED NOT PRINTED**

On motion of Mr. Alsup House Bill No. 4 was ordered not printed.

**RELATIVE TO HOUSE BILL  
NO. 151**

On motion of Mr. Alsup and by unanimous consent of the House the caption of House Bill No. 151 was ordered amended to conform to all changes and with the body of the bill.

**BILL LAID ON TABLE SUBJECT  
TO CALL**

On motion of Mr. Morris House Bill No. 37 was laid on the table subject to call.

**MEMORIALIZING CONGRESS IN  
REGARD TO IMPORTATION OF  
CERTAIN LIVESTOCK**

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 10, Memorializing Congress in Regard to Importation of Certain Livestock.

Whereas, The raising of livestock constitutes one of the principal industries of this State, upon which industry a large percentage of the population of Texas depends for its livelihood; and,

Whereas, The protection of this basic industry is one of the fundamental duties of governments, both State and national; and,

Whereas, The importation of foreign produced meat and livestock from countries in which the Foot and Mouth Disease is prevalent among the livestock of such foreign countries, constitutes a grave danger to the welfare of the livestock industry and to the health and prosperity of the citizenship of this State; now, therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That the Congress of the United States be and it is hereby urgently memorialized and requested to take all necessary and proper steps to prevent the importation into the United States any livestock or meat products from any and all countries in which the Foot and Mouth Disease is prevalent among

the livestock of such country or countries; and, be it further

Resolved, That the Secretary of the Senate be, and he is hereby, directed to forward a copy of this Resolution to the Secretary of State of the United States, and to forward copies to each member of the United States Congress from the State of Texas.

HAZLEWOOD,  
WINFIELD,  
FORMBY,  
MAURITZ,  
SULAK.

The resolution was read second time and was adopted.

**PROVIDING FOR THE APPOINTMENT OF CERTAIN COMMITTEE TO MAKE CERTAIN INVESTIGATION**

The Speaker laid before the House, for consideration at this time, the following resolution by Mr. Sharpe:

H. C. R. No. 10, Providing for the Appointment of Certain Committee to Make Certain Investigation in regard to Agriculture.

The resolution having heretofore been read second time and referred to the Committee on Agriculture.

The Committee on Agriculture having recommended the adoption the resolution, with the following Committee Amendment offered by Mr. Sharpe:

Amend H. C. R. No. 10 by striking out the words "to be" in last line and last two words on page 1, and after the word "respectively" in line 3, page 2, insert the following: "and that this committee be composed of Members of the House and Senate Agricultural Committees."

The committee amendment was adopted.

The resolution, as amended, was then adopted.

In accordance with the above action the Speaker announced the appointment of the following committee:

Mr. Evans, Mr. Sharpe and Mr. Rampy.

HOUSE BILL NO. 108 ON SECOND  
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 108, A bill to be entitled "An Act amending Senate Bill No. 427 of the 46th Legislature and providing for the employment of part-time employees by the heads of departments, boards, or commissions of the State Government; and providing for the salaries of such part-time employees; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 108 ON THIRD  
READING

Mr. Bean moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 108 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Allen	Dickson of Bexar
Allison	Dickson of Nolan
Alsup	Donald
Anderson	Dove
Avant	Duckett
Bailey	Dwyer
Baker	Ellis
Bean	Eubank
Blankenship	Evans
Boone	Favors
Bray	Ferguson
Bridgers	Files
Brown	Fitzgerald
Bruhl	Fuchs
Bullock	Gandy
Bundy	Gilmer
Burkett	Goodman
Burnaman	Halsey
Carlton	Hanna
Carrington	Hardeman
Cato	Hargis
Clark	Harris of Dallas
Cleveland	Harris of Hill
Colson, Mrs.	Hartzog
Connelly	Heflin
Craig	Henderson
Crossley	Hileman
Crothwait	Hobbs
Davis	Howington
Deen	Hoyo

Huddleston  
Huffman  
Hughes  
Humphrey  
Hutchinson  
Isaacks  
Jones  
Kelly  
Kennedy  
Kersey  
Kinard  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McCann  
McDonald  
McGlasson  
McLellan  
McMurry  
McNamara  
Manford  
Manning  
Markle  
Martin  
Matthews

Montgomery  
Moore  
Morgan  
Morris  
Morse  
Murray  
Pace  
Parker  
Pevehouse  
Phillips  
Price  
Rampy  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Spacek  
Spangler  
Stanford  
Stinson  
Taylor  
Thornton  
Turner  
Vale  
Walters  
Wattner  
Weatherford  
White  
Winfree

Nays—2

Brawner

Mills

Absent

Chambers  
Coker  
Helpinstill  
Howard  
Nicholson

Reed of Bowie  
Sallas  
Voigt  
Whitesides

Absent—Excused

Bell  
Benton  
Celaya  
Daniel

Garland  
Smith of Atascosa  
Stubbs

The Speaker then laid House Bill No. 108 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—131

Allen  
Allison

Alsup  
Anderson

Avant	Kennedy
Bailey	Kersey
Baker	Kinard
Bean	King
Blankenship	Klingeman
Boone	Knight
Bray	Lansberry
Bridgers	Lehman
Brown	Leyendecker
Bruhl	Little
Bullock	Lock
Bundy	Love
Burkett	Lowry
Carlton	Lucas
Carrington	Lyle
Cato	McAlister
Clark	McCann
Cleveland	McDonald
Colson, Mrs.	McGlasson
Connelly	McLellan
Craig	McMurry
Crossley	McNamara
Crosthwait	Manford
Davis	Manning
Deen	Markle
Dickson of Bexar	Martin
Dickson of Nolan	Matthews
Donald	Montgomery
Dove	Moore
Duckett	Morgan
Dwyer	Morris
Ellis	Morse
Eubank	Pace
Evans	Parker
Favors	Pevehouse
Ferguson	Phillips
Files	Price
Fitzgerald	Rampy
Fuchs	Reed of Bowie
Gandy	Reed of Dallas
Gilmer	Ridgeway
Goodman	Roark
Halsey	Roberts
Hanna	Rhodes
Hardeman	Senterfitt
Hargis	Sharpe
Harris of Dallas	Simpson
Harris of Hill	Skiles
Hartzog	Smith of Bastrop
Heflin	Spacek
Helpinstill	Spangler
Henderson	Stanford
Hileman	Stinson
Hobbs	Taylor
Howington	Thornton
Hoyo	Turner
Huddleston	Vale
Huffman	Walters
Hughes	Wattner
Humphrey	Weatherford
Hutchinson	White
Isaacks	Whitesides
Jones	Winfree
Kelly	

Nays—1

Mills

Absent

Brawner	Murray
Burnaman	Nicholson
Chambers	Sallas
Coker	Shell
Howard	Voigt

Absent—Excused

Bell	Garland
Benton	Smith of Atascosa
Celaya	Stubbs
Daniel	

## MESSAGE FROM THE SENATE

Austin, Texas, February 3, 1941.

Hon. Homer Leonard, Speaker of the House.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 72, A bill to be entitled "An Act to validate the organization and creation of all School Districts, including Common School Districts, Independent School Districts, Consolidated Common School Districts, all County Line School Districts, including County Line Common School Districts, etc."

S. B. No. 75, A bill to be entitled "An Act to validate the organization and creation of all Junior College Districts and Union Junior College Districts, created in any manner under the provision of the Acts of the 41st Legislature, 1929, page 648, Chapter 290, and under any amendments thereof; validating all proceedings and acts of the County Boards of Education, etc."

Adopted

S. C. R. No. 4, Resolved by the Senate of Texas, the House of Representatives concurring, that the action of the Texas Highway Commission in tendering its engineering facilities to the National Government and in preparing the plans and specifications for military access roads, be approved, etc.

I am directed by the Senate to inform the House that the Senate has appointed as a Committee to serve on H. C. R. 19, the following:

Senators Lemens, Aikin, Brownlee, Beck and Vick.

Adopted

S. C. R. No. 9, Relative to Lending Wire to Certain Schools.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House after giving due notice thereof and their captions had been read severally the following enrolled bills and resolutions:

H. C. R. No. 21, In Memory of Hon. Eli T. Merriman.

H. C. R. No. 22, In Memory of Gen. W. E. Jackson.

H. C. R. No. 23, Relative to Joint Rules of the 47th Legislature.

S. C. R. No. 7, Providing for the Loan of Certain Highway Equipment to the Iowa Park Independent School District of Wichita County.

S. C. R. No. 3, In Memory of Hon. Charles Mape Cureton.

S. C. R. No. 5, Requesting the Federal Government to Give Financial Assistance to School Districts Near Defense Training Centers.

S. C. R. No. 6, Providing for the Loan of Certain Highway Equipment to City of Vernon.

S. B. No. 41, "An Act amending Section 2a of Senate Bill No. 297 passed at the Regular Session of the 46th Legislature and known as Chapter 13, Page 282, of the General Laws passed at said Regular Session of the 46th Legislature, relating to assignments of salaries of teachers and school employees, and declaring an emergency."

S. B. No. 29, "An Act to amend the subject matter embraced in Section 7, Chapter 482, General and Special Laws of the 44th Legislature, Third Called Session, as amended by Section 3, Chapter 67, General and Special Laws, 45th Legislature, Regular Session, as amended by Section 4, Chapter 2, General Laws, 46th Legislature, Regular Session, etc., and declaring an emergency."

S. B. No. 39, "An Act amending Section 5 of Senate Bill No. 175 passed at the Regular Session of the 46th Legislature and known as Chapter 15, Page 285, of the General Laws passed at said Regular Session of the 46th Legislature so that Section 5 of said Senate Bill No. 175 shall hereafter read as follows: 'No bonds authorized to be issued or executed under this Act shall be issued or executed after the expiration of four (4) years after the effective date of this Act,' and declaring an emergency."

#### SPECIAL COMMITTEE APPOINTED

The Speaker announced the appointment of the following Committee on the part of the House to escort Major General Paul B. Malone to the Speaker's stand:

Messrs. Stanford, Roark, Helpinstill, Wattner and Ellis.

#### ADDRESS BY MAJOR GENERAL PAUL B. MALONE

(In Joint Session)

In accordance with the provisions of House Concurrent Resolution No. 19, adopted by the House and Senate, Inviting Major General Paul B. Malone to address a Joint Session of the Legislature at 11:00 o'clock a. m., today, the Honorable Senators, escorted by Hon. Bob Barker, Secretary of the Senate, were announced at the bar of the House and, being duly admitted, occupied seats prepared for them along the aisle.

Lieutenant Governor Coke R. Stevenson occupied a seat on the Speaker's stand.

Lieutenant Governor Coke R. Stevenson called the Senate to order and stated that the two Houses were in Joint Session for the purpose of hearing Major General Paul B. Malone.

Honorable Homer Leonard, Speaker, called the House of Representatives to order.

The Lieutenant Governor directed the Clerk to call the roll of the Senate.

The roll of the Senate was called

and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Fain	Moore
Formby	Ramsey
Graves	Shivers
Hazlewood	Smith
Isbell	Stone
Hill	Sulak
Kelley	Van Zandt
Lanning	Vick
Lemens	Winfield
Lovelady	York

Absent—Excused

Cotten	Weinert
Spears	

A quorum of the Senate was announced present.

Speaker Leonard directed the Clerk to call the roll of the House.

The roll of the House was called and the following Members were present:

Mr. Speaker	Dickson of Nolan
Allen	Donald
Allison	Dove
Alsup	Duckett
Anderson	Dwyer
Avant	Ellis
Bailey	Eubank
Baker	Evans
Bean	Favors
Blankenship	Ferguson
Boone	Files
Brawner	Fitzgerald
Bray	Fuchs
Bridgers	Gandy
Brown	Gilmer
Bullock	Goodman
Bundy	Halsey
Burkett	Hanna
Carlton	Hardeman
Carrington	Hargis
Cato	Harris of Dallas
Clark	Harris of Hill
Cleveland	Hartzog
Coker	Heflin
Colson, Mrs.	Helpinstill
Connelly	Henderson
Craig	Hileman
Crossley	Hobbs
Crosthwait	Howington
Davis	Hoyo
Deen	Huddleston
Dickson of Bexar	Huffman

Hughes  
Humphrey  
Hutchinson  
Isaacks  
Jones  
Kelly  
Kennedy  
Kersey  
Kinard  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McCann  
McDonald  
McGlasson  
McLellan  
McMurry  
McNamara  
Manford  
Manning  
Markle  
Martin  
Matthews  
Mills  
Montgomery  
Moore  
Morgan

Morris  
Morse  
Murray  
Nicholson  
Pace  
Parker  
Pevehouse  
Phillips  
Price  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Spacek  
Spangler  
Stanford  
Stinson  
Taylor  
Thornton  
Turner  
Vale  
Voigt  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

Absent

Bruhl	Howard
Burnaman	Sallas
Chambers	

Absent—Excused

Bell	Garland
Benton	Smith of Atascosa
Celaya	Stubbs
Daniel	

A quorum of the House was announced present.

(Mr. Kennedy in the Chair.)

At 11:05 o'clock a. m., Major General Paul B. Malone and party, escorted by Senators Lemens, Brownlee, Aikin, Graves, Beck and Vick, Committee on the part of the Senate, and Messrs. Stanford, Roark, Helpinstill, Wattner and Ellis, Committee on the part of the House, were an-

nounced at the bar of the House, and being admitted were escorted to a seat on the Speaker's Stand.

Honorable Harold Kennedy, who was in the Chair, presented Lieutenant James E. Taylor of Navarro County, who introduced Major General Paul B. Malone to the Joint Session.

Major General Malone then addressed the Joint Session.

#### SENATE RETIRES

At the conclusion of the address, the Senate, at 11:20 o'clock a. m., retired to its Chamber.

#### MEMORIALIZING CONGRESS IN REGARD TO CONSTRUCTION OF MILITARY ROADS

The Chair laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 4, Memorializing Congress in Regard to Construction of Military Roads.

Whereas, The proper national defense agencies have designated approximately sixty-three hundred (6300) miles of the Texas State Highway System as being highways of prime importance in the military emergency now facing this nation; and

Whereas, A survey of this strategic military mileage has been made by the Public Roads Administration co-operating with the Texas Highway Department through the State-Federal Highway Planning Survey, said survey disclosing that all but a small portion of this mileage is inadequate for the movement of the large numbers of men and the vast quantities of munitions and supplies necessary for the effective operation of the armed forces of the national government; and

Whereas, It is estimated that to bring the strategic military network in Texas to the minimum standards desired by the War Plans Division of the United States Army will cost approximately Eighty Million (\$80,000,000.00) Dollars; and

Whereas, Requests also have been made of the Texas Highway Department to co-operate with the proper defense agencies in facilitating the

work necessary to connect Texas' numerous military establishments with the highways on the strategic military network through the planning of "military access roads," said roads being for the exclusive use of the armed forces of the national government, said construction to cost an additional estimated Five Million (\$5,000,000.00) Dollars; and

Whereas, The Texas Highway Commission has reported that it has available for application to the strategic network only Fifteen Million, Eight Hundred Eighty-eight Thousand, Seven Hundred Ninety-one (\$15,888,791.00) Dollars, these funds including Eight Million, Four Hundred Ninety-two Thousand, Eight Hundred Twenty-four (\$8,492,824.00) Dollars in Federal money and Seven Million, Three Hundred Ninety-five Thousand, Nine Hundred Sixty-seven (\$7,395,967.00) Dollars in State funds collected from road use taxes on motor vehicle users of the State of Texas; and

Whereas, The Federal Government now is collecting in Texas, through Federal gasoline taxes, lubricating oil taxes and other excise taxes on the operation of motor vehicles, approximately Twenty Million (\$20,000,000.00) Dollars annually and last year returned to Texas as Federal highway aid in the construction of main traffic arteries only Nine Million, Seven Hundred Twenty-eight Thousand, Five Hundred Thirty (\$9,728,530.00) Dollars; and

Whereas, The Texas Highway Commission has recognized the serious problem facing Texas with respect to its arterial highway system and has tendered the engineering facilities of the Texas Highway Department to the National defense agencies in bringing the highways of the State to a standard that would support a concentrated military movement, and the engineers of the Texas Highway Department now are engaged in the preparation of plans and specifications on important military access roads; and

Whereas, The Texas Highway Commission has called attention to the fact that the Federal Government is considering the utilization of both Federal aid and State Highway funds in the construction of Texas highways considered to be of

strategic military importance and, in addition is considering the use of regular Federal aid and State funds in the construction of access roads to training areas which are of purely military value and which would be of little or no value to normal civilian peace time traffic in Texas; and

Whereas, The Texas Highway Commission is faced with a serious shortage of funds to meet the normal demands of highway construction in all parts of the State, it being estimated that, in addition to the cost of completing the sixty-three hundred (6300) miles on the strategic military network in Texas, it would require the expenditure of approximately Four Hundred Ninety-eight Million (\$498,000,000.00) Dollars to bring other portions of the State Highway System to modern minimum standards; and

Whereas, In addition the Texas Highway Commission is faced with additional heavy maintenance costs as a result of damage being inflicted on the State's highways through operation of tanks, guns and other heavy military equipment and supplies; and

Whereas, The Highway Commission has advised the proper defense agencies that it will give priority of preference in formulating its Federal aid construction program to roads on the strategic military network and has directed the attention of the Congress to the need for additional appropriations for the construction and maintenance of roads, the primary purpose of which is to provide access to and from military training areas; and the Commission further has assured the highway users of Texas of its desire to use the limited funds not needed to match Federal aid on the strategic military network for badly needed and pressing work on those portions of the highway system not on the strategic military network; now, therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That the action of the Texas Highway Commission in tendering its engineering facilities to the National Government and in preparing the plans and specifications for military

access roads be approved; and, be it further

Resolved, That the action of the Highway Commission in its statement of policy with reference to the use of State Funds to match Federal aid on the strategic military network be approved, the Legislature of Texas recognizing the dire emergency facing the Nation; and, be it further

Resolved, That the Congress of the United States be respectfully requested to give careful and deliberate consideration to the need for emergency appropriations to speed the construction of roads on the strategic military network, said funds to be appropriated from the excess in the amount of taxes collected by the Federal Government from road users over and above the amount of Federal highway aid now being returned to the states; and, be it further

Resolved, That the Congress be respectfully requested to make such appropriations as may be necessary from emergency national defense funds for the construction of roads designed for the exclusive use of the military forces; and, be it further

Resolved, That copies of this Resolution be sent to the President of the United States and to the members of the Texas Congressional delegation.

The resolution was read second time and was adopted.

#### AUTHORIZING THE LOAN OF CERTAIN HIGHWAY EQUIPMENT

The Chair laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 9, Authorizing the Loan of Certain Highway Equipment.

Whereas, The State Highway Department of Texas has a large quantity of discarded guard wire in Jackson and other adjacent counties; and

Whereas, Many rural schools and their recreation grounds are situated along and border on highways where the traffic is a hazard to the children of these schools; and

Whereas, Some of this discarded wire could be used to build a safe-



guard against this hazard to the children; now, therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That the State Highway Department of Texas be authorized to loan to the above mentioned schools sufficient quantities of the discarded wire hereinabove mentioned to enable them to provide the needed safeguard; the said wire to be returned to the State Highway Department if and when requested.

The resolution was read second time and was adopted.

#### HOUSE BILL NO. 4 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 4, A bill to be entitled "An Act repealing all local or special laws regulating the taking, possession, or sale of fur bearing animals in so far as they apply to Panola County, Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 4 ON THIRD READING

Mr. Alsop moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 4 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—122

Allen	Burnaman
Allison	Carlton
Alsop	Carrington
Avant	Cato
Bailey	Clark
Baker	Cleveland
Bean	Coker
Blankenship	Colson, Mrs.
Boone	Connelly
Brawner	Craig
Bray	Crossley
Bridgers	Crosthwait
Brown	Deen
Bullock	Dickson of Bexar
Bundy	Dickson of Nolan
Burkett	Donald

Dove  
Ellis  
Evans  
Favors  
Ferguson  
Files  
Fitzgerald  
Fuchs  
Gilmer  
Goodman  
Halsey  
Hanna  
Hardeman  
Hargis  
Harris of Dallas  
Helpinstill  
Henderson  
Hileman  
Hobbs  
Howington  
Hoyo  
Huddleston  
Hughes  
Humphrey  
Hutchinson  
Isaacks  
Jones  
Kelly  
Kinard  
King  
Klingeman  
Lansberry  
Lehman  
Little  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McCann  
McDonald  
McGlasson  
McLellan  
McMurry

McNamara  
Manford  
Manning  
Markle  
Martin  
Matthews  
Mills  
Montgomery  
Morgan  
Morris  
Morse  
Murray  
Nicholson  
Pace  
Parker  
Pevehouse  
Phillips  
Price  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes  
Sallas  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Stanford  
Stinson  
Taylor  
Thornton  
Turner  
Vale  
Voigt  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

#### Absent

Anderson	Heflin
Bruhl	Howard
Chambers	Huffman
Davis	Kennedy
Duckett	Kersey
Dwyer	Knight
Eubank	Leyendecker
Gandy	Moore
Harris of Hill	Spacek
Hartzog	Spangler

#### Absent—Excused

Bell	Garland
Benton	Smith of Atascosa
Celaya	Stubbs
Daniel	

The Chair then laid House Bill No. 4 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—121

Allen	Hughes
Allison	Humphrey
Alsup	Hutchinson
Avant	Jones
Bailey	Kelly
Baker	Kinard
Bean	King
Blankenship	Klingeman
Boone	Knight
Brawner	Lansberry
Bray	Lehman
Bridgers	Little
Brown	Lock
Bullock	Love
Bundy	Lowry
Burkett	Lucas
Burnaman	Lyle
Carrington	McAlister
Cato	McDonald
Clark	McGlasson
Cleveland	McLellan
Coker	McMurry
Colson, Mrs.	McNamara
Connelly	Manford
Craig	Manning
Crossley	Markle
Crothwait	Martin
Davis	Matthews
Deen	Mills
Dickson of Bexar	Montgomery
Dickson of Nolan	Morgan
Donald	Morse
Dove	Murray
Ellis	Nicholson
Eubank	Pace
Evans	Parker
Favors	Pevehouse
Ferguson	Phillips
Files	Price
Fitzgerald	Rampy
Fuchs	Reed of Bowie
Gandy	Reed of Dallas
Gilmer	Ridgeway
Goodman	Roark
Halsey	Roberts
Hanna	Rhodes
Hargis	Sallas
Harris of Dallas	Senterfitt
Heflin	Sharpe
Helpinstill	Shell
Henderson	Simpson
Hileman	Skiles
Hobbs	Smith of Bastrop
Howington	Stanford
Hoyo	
Huddleston	

Stinson  
Taylor  
Thornton  
Turner  
Voigt  
Walters

Wattner  
Weatherford  
White  
Whitesides  
Winfree

## Absent

Anderson	Isaacks
Bruhl	Kennedy
Carlton	Kersey
Chambers	Leyendecker
Duckett	McCann
Dwyer	Moore
Hardeman	Morris
Harris of Hill	Spacek
Hartzog	Spangler
Howard	Vale
Huffman	

## Absent—Excused

Bell	Garland
Benton	Smith of Atascosa
Celaya	Stubbs
Daniel	

## SENATE BILLS ON FIRST READING

The following Senate bills received from the Senate today were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 72, to the Committee on School Districts.

S. B. No. 75, to the Committee on Education.

## BILL REREFERRED

Mr. Nicholson moved that Senate Bill No. 75 be withdrawn from the Committee on Education and referred to the Committee on School Districts.

The motion prevailed.

## ADJOURNMENT

On motion of Mr. Alsup the House at 11:45 o'clock a. m. adjourned until 10:00 o'clock a. m. tomorrow.

## APPENDIX

## STANDING COMMITTEE REPORTS

The following Committees have

filed favorable reports on bills as follows:

Game and Fisheries: H. B. No. 4.

School Districts: S. B. No. 75.

Education: H. B. No. 57.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, January 30, 1941.

Hon. Homer L. Leonard, Speaker of  
the House of Representatives.

Sir: Your Committee on En-  
grossed Bills, to whom was referred

H. B. No. 134, A bill to be entitled  
"An Act providing for the granting  
and issuance of easements or sur-  
face leases to the United States of  
America by the School Land Board  
on any island, salt water lake, bay,  
inlet, or marsh within tidewater  
limits, and that portion of the Gulf  
of Mexico within the jurisdiction of  
the State of Texas, for any purpose  
essential for the National Defense;  
retaining for the State of Texas all  
oil and gas and other mineral rights  
in and under such areas; providing  
that the consideration to be paid the  
State therefor shall be agreed upon  
by the School Land Board and the  
United States of America; subordi-  
nating all existing grass leases to  
such easements or surface leases;  
providing for the suspension of the  
primary and principal terms and  
rental obligations of existing oil and  
gas leases affected hereby for the  
duration of such easements or sur-  
face leases upon the filing of the  
subordination agreements by holders  
of such oil and gas leases; provid-  
ing for notice to such oil and gas  
lessees of the termination of such  
easements or surface leases; exclud-  
ing from the terms hereof all areas  
where oil, gas or other mineral pro-  
duction exists; and declaring an  
emergency."

Has carefully compared same and  
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 30, 1941.

Hon. Homer L. Leonard, Speaker of  
the House of Representatives.

Sir: Your Committee on En-  
grossed Bills, to whom was referred

H. B. No. 151, A bill to be entitled  
"An Act defining the jurisdiction of  
the County Court of Panola County  
and diminishing its civil jurisdic-  
tion; providing that the District  
Court of Panola County shall have  
jurisdiction in all civil matters over  
which by law the County Court  
would have jurisdiction; providing  
for the transfer of civil causes from  
the County Court to the District  
Court of Panola County; providing  
for the repeal of all laws in conflict  
therewith; and declaring an emer-  
gency."

Has carefully compared same and  
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 30, 1941.

Hon. Homer L. Leonard, Speaker of  
the House of Representatives.

Sir: Your Committee on En-  
grossed Bills, to whom was referred

H. B. No. 200, A bill to be entitled  
"An Act to validate the organization  
and creation of all junior college  
districts and union junior college  
districts, created in any manner un-  
der the provision of the Acts of the  
Forty-first Legislature, 1929, Page  
648, Chapter 290, and under any  
amendments thereof; validating all  
proceedings and acts of the County  
Boards of Education, all acts of the  
State Board of Education, and all  
acts of the Commissioners Courts of  
this State heretofore taken in creat-  
ing or undertaking to create such  
junior college districts; validating  
all elections held for the creation of  
such junior college districts, the  
election of trustees thereof, and the  
voting of bonds therefor; . . . etc.;  
and declaring an emergency."

Has carefully compared same and  
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 30, 1941.

Hon. Homer L. Leonard, Speaker of  
the House of Representatives.

Sir: Your Committee on En-  
grossed Bills, to whom was referred

H. C. R. No. 27, Authorizing the  
lending by State Highway Depart-  
ment of guard wire to Burkburnett

Independent School District, Wichita County.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, January 30, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 29, Authorizing the lending by State Highway Department of guard wire to Munday Independent School District, Knox County.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### FOURTEENTH DAY

(Tuesday, February 4, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Coker
Allen	Colson, Mrs.
Allison	Connelly
Alsup	Craig
Anderson	Crossley
Avant	Crothwait
Bailey	Davis
Baker	Deen
Bean	Dickson of Bexar
Blankenship	Dickson of Nolan
Boone	Donald
Bray	Dove
Bridgers	Duckett
Brown	Dwyer
Bruhl	Ellis
Bullock	Eubank
Bundy	Evans
Burkett	Favors
Burnaman	Ferguson
Carlton	Files
Carrington	Fitzgerald
Cato	Fuchs
Chambers	Garland
Clark	Gilmer
Cleveland	Goodman

Halsey	Markle
Hanna	Martin
Hardeman	Matthews
Hargis	Mills
Harris of Dallas	Montgomery
Harris of Hill	Moore
Hartzog	Morgan
Heflin	Morris
Helpinstill	Morse
Henderson	Murray
Hileman	Nicholson
Hobbs	Pace
Howard	Parker
Howington	Pevehouse
Hoyo	Phillips
Huddleston	Price
Huffman	Rampy
Hughes	Reed of Bowie
Humphrey	Reed of Dallas
Hutchinson	Ridgeway
Isaacks	Roark
Jones	Roberts
Kelly	Rhodes
Kennedy	Sallas
Kersey	Senterfitt
Kinard	Sharpe
King	Shell
Klingeman	Simpson
Knight	Skiles
Lansberry	Smith of Bastrop
Lehman	Smith of Atascosa
Leyendecker	Spacek
Little	Spangler
Lock	Stanford
Love	Stinson
Lowry	Stubbs
Lucas	Taylor
Lyle	Thornton
McAlister	Turner
McCann	Vale
McDonald	Voigt
McGlasson	Walters
McLellan	Wattner
McMurry	Weatherford
McNamara	White
Manford	Whitesides
Manning	Winfree

Absent

Brawner Gandy

Absent—Excused

Bell	Celaya
Benton	Daniel

A quorum was announced present.

Prayer was offered by Hon. Jasper N. Reed, of Bowie County, as follows: